

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT, E.D.N.Y.

★ JUL 2 2007 ★

BROOKLYN OFFICE

**ORDER ADOPTING REPORT  
AND RECOMMENDATION**

CV-06-577 (BMC) (SMG)

----- X  
GARY LABARBERA and FRANK FINKEL, :  
Trustees of Local 282 International :  
Brotherhood of Teamsters Welfare, Pension, :  
Annuity, Job Training and vacation Sick Leave :  
Trust Funds, :

Plaintiffs, :

- against - :

DJ EXCEL, INC., :

Defendant. :  
----- X

COGAN, District Judge

No objection to the Report and Recommendation of the Magistrate Judge has been filed. Nonetheless, I have reviewed the submissions on the motion together with Judge Gold's Report and Recommendation. I agree with and adopt the Report and Recommendation.

**Therefore, the Clerk of the Court is directed to enter judgment in the amounts specified in the Report and Recommendation.**

/s/(BMC)

Dated: Brooklyn, New York  
July 24, 2007

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U.S.F.